



General Assembly

February Session, 2018

Amendment

LCO No. 4898



Offered by:

SEN. SOMERS, 18th Dist.

SEN. GERRATANA, 6th Dist.

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To: Subst. Senate Bill No. 404

File No. 470

Cal. No. 303

"AN ACT CONCERNING MANDATED REPORTERS."

1 Strike section 1 in its entirety and insert the following in lieu thereof:

2 "Section 1. (*Effective from passage*) (a) There is established a task force
3 to (1) review and evaluate the operations, conditions, culture and
4 finances of Connecticut Valley Hospital and Whiting Forensic
5 Hospital, (2) evaluate the feasibility of creating an independent, stand-
6 alone office of inspector general that shall be responsible for providing
7 ongoing, independent oversight of Connecticut Valley Hospital and
8 Whiting Forensic Hospital, including, but not limited to, receiving and
9 investigating complaints concerning employees of Connecticut Valley
10 Hospital and Whiting Forensic Hospital, (3) examine complaints and
11 any other reports of discriminatory employment practices at said
12 hospitals, except any information or documentation not subject to
13 disclosure under the Freedom of Information Act, as defined in section
14 1-200 of the general statutes or any other federal or state confidentiality

15 law, (4) assess the implications of a patient of Whiting Forensic
16 Hospital being permitted to be present during a search of his or her
17 possessions, (5) evaluate the membership of the advisory board for
18 Whiting Forensic Hospital established pursuant to section 17a-565 of
19 the general statutes, as amended by this act, (6) examine the role of the
20 Psychiatric Security Review Board established pursuant to section 17a-
21 581 of the general statutes, (7) evaluate the need to conduct a
22 confidential survey regarding the employee work environment at
23 Connecticut Valley Hospital and Whiting Forensic Hospital, including,
24 but not limited to, worker morale, management and any incidences of
25 bullying, intimidation or retribution, and (8) review the statutory
26 definitions of abuse and neglect in the behavioral health context.

27 (b) The task force shall consist of the following members:

28 (1) Two appointed by the speaker of the House of Representatives,
29 one of whom shall be a senior administrator of a behavioral health
30 facility, and one of whom shall have law enforcement or corrections
31 experience or experience working in a secured facility;

32 (2) Two appointed by the president pro tempore of the Senate, one
33 of whom shall be a psychologist or psychiatrist with forensic
34 experience, and one of whom shall be a person who has lived with or
35 experienced mental illness;

36 (3) One appointed by the majority leader of the House of
37 Representatives, who shall be a former or current administrator of a
38 hospital with a bed capacity of at least two hundred;

39 (4) One appointed by the majority leader of the Senate, who shall be
40 a patient advocate;

41 (5) One appointed by the minority leader of the House of
42 Representatives, who shall have experience providing direct care
43 services to persons with behavioral health disorders; and

44 (6) One appointed by the minority leader of the Senate, who shall

45 have experience providing direct care services at a hospital;

46 (c) All appointments to the task force shall be made not later than
47 thirty days after the effective date of this section. Any vacancy shall be
48 filled by the appointing authority.

49 (d) The chairperson of the task force shall be selected from among
50 its members. Such chairperson shall schedule the first meeting of the
51 task force, which shall be held not later than sixty days after the
52 effective date of this section.

53 (e) The administrative staff of the joint standing committee of the
54 General Assembly having cognizance of matters relating to public
55 health shall serve as administrative staff of the task force.

56 (f) In performing its review and evaluation under subsection (a) of
57 this section, the task force may hold a public forum, which shall
58 provide opportunity for public comment.

59 (g) Not later than January 1, 2019, the task force shall submit a
60 preliminary report, in accordance with the provisions of section 11-4a
61 of the general statutes, on its findings and recommendations to the
62 joint standing committee of the General Assembly having cognizance
63 of matters relating to public health. Not later than January 1, 2021, the
64 task force shall submit a final report on its findings and
65 recommendations to said joint standing committee. The task force shall
66 terminate on the date that it submits such final report or January 1,
67 2021, whichever is later."

68 In line 103, strike "may" and insert in lieu thereof "shall"

69 In line 105, strike "person" and insert in lieu thereof "patient or such
70 patient's legal representative"

71 In line 110, strike "person's" and insert in lieu thereof "patient's"

72 After the last section, add the following and renumber sections and
73 internal references accordingly:

74 "Sec. 501. (*Effective July 1, 2018*) (a) On or before January 1, 2019, the
75 Department of Public Health shall conduct an on-site inspection of
76 Whiting Forensic Hospital and a review of Whiting Forensic Hospital
77 records, including, but not limited to, (1) the hospital's operating
78 protocols and procedures, (2) documentation of employee training, (3)
79 any complaints against the hospital or an employee of the hospital,
80 and (4) any allegations of abuse or neglect of a patient.

81 (b) Not later than thirty days after completing the on-site inspection
82 and review of hospital records conducted under subsection (a) of this
83 section, the Commissioner of Public Health shall report, in accordance
84 with the provisions of section 11-4a of the general statutes, to the task
85 force established under section 1 of this act to the joint standing
86 committee of the General Assembly having cognizance of matters
87 relating to public health regarding the outcome of the on-site
88 inspection and review.

89 Sec. 502. Subsection (a) of section 19a-490 of the 2018 supplement to
90 the general statutes is repealed and the following is substituted in lieu
91 thereof (*Effective from passage*):

92 (a) "Institution" means a hospital, short-term hospital special
93 hospice, hospice inpatient facility, residential care home, nursing home
94 facility, home health care agency, homemaker-home health aide
95 agency, behavioral health facility, assisted living services agency,
96 substance abuse treatment facility, outpatient surgical facility,
97 outpatient clinic, an infirmary operated by an educational institution
98 for the care of students enrolled in, and faculty and employees of, such
99 institution; a facility engaged in providing services for the prevention,
100 diagnosis, treatment or care of human health conditions, including
101 facilities operated and maintained by any state agency; [, except
102 facilities for the care or treatment of mentally ill persons or persons
103 with substance abuse problems;] and a residential facility for persons
104 with intellectual disability licensed pursuant to section 17a-227 and
105 certified to participate in the Title XIX Medicaid program as an
106 intermediate care facility for individuals with intellectual disability.

107 "Institution" does not include any facility for the care and treatment of
108 persons with mental illness or substance use disorder operated or
109 maintained by any state agency, except Whiting Forensic Hospital;

110 Sec. 503. Subdivision (18) of subsection (b) of section 1-210 of the
111 2018 supplement to the general statutes is repealed and the following
112 is substituted in lieu thereof (*Effective from passage*):

113 (18) Records, the disclosure of which the Commissioner of
114 Correction, or as it applies to Whiting Forensic [Division facilities of
115 the Connecticut Valley] Hospital, the Commissioner of Mental Health
116 and Addiction Services, has reasonable grounds to believe may result
117 in a safety risk, including the risk of harm to any person or the risk of
118 an escape from, or a disorder in, a correctional institution or facility
119 under the supervision of the Department of Correction or Whiting
120 Forensic [Division facilities] Hospital. Such records shall include, but
121 are not limited to:

122 (A) Security manuals, including emergency plans contained or
123 referred to in such security manuals;

124 (B) Engineering and architectural drawings of correctional
125 institutions or facilities or Whiting Forensic [Division] Hospital
126 facilities;

127 (C) Operational specifications of security systems utilized by the
128 Department of Correction at any correctional institution or facility or
129 Whiting Forensic [Division] Hospital facilities, except that a general
130 description of any such security system and the cost and quality of
131 such system may be disclosed;

132 (D) Training manuals prepared for correctional institutions and
133 facilities or Whiting Forensic [Division] Hospital facilities that
134 describe, in any manner, security procedures, emergency plans or
135 security equipment;

136 (E) Internal security audits of correctional institutions and facilities

137 or Whiting Forensic [Division] Hospital facilities;

138 (F) Minutes or recordings of staff meetings of the Department of
139 Correction or Whiting Forensic [Division] Hospital facilities, or
140 portions of such minutes or recordings, that contain or reveal
141 information relating to security or other records otherwise exempt
142 from disclosure under this subdivision;

143 (G) Logs or other documents that contain information on the
144 movement or assignment of inmates or staff at correctional institutions
145 or facilities; and

146 (H) Records that contain information on contacts between inmates,
147 as defined in section 18-84, and law enforcement officers;

148 Sec. 504. Subsection (c) of section 1-210 of the 2018 supplement to
149 the general statutes is repealed and the following is substituted in lieu
150 thereof (*Effective from passage*):

151 (c) Whenever a public agency receives a request from any person
152 confined in a correctional institution or facility or a Whiting Forensic
153 [Division] Hospital facility, for disclosure of any public record under
154 the Freedom of Information Act, the public agency shall promptly
155 notify the Commissioner of Correction or the Commissioner of Mental
156 Health and Addiction Services in the case of a person confined in a
157 Whiting Forensic [Division] Hospital facility of such request, in the
158 manner prescribed by the commissioner, before complying with the
159 request as required by the Freedom of Information Act. If the
160 commissioner believes the requested record is exempt from disclosure
161 pursuant to subdivision (18) of subsection (b) of this section, the
162 commissioner may withhold such record from such person when the
163 record is delivered to the person's correctional institution or facility or
164 Whiting Forensic [Division] Hospital facility.

165 Sec. 505. Section 5-145a of the general statutes is repealed and the
166 following is substituted in lieu thereof (*Effective from passage*):

167 Any condition of impairment of health caused by hypertension or
168 heart disease resulting in total or partial disability or death to a
169 member of the security force or fire department of The University of
170 Connecticut or the aeronautics operations of the Department of
171 Transportation, or to a member of the Office of State Capitol Police or
172 any person appointed under section 29-18 as a special policeman for
173 the State Capitol building and grounds, the Legislative Office Building
174 and parking garage and related structures and facilities, and other
175 areas under the supervision and control of the Joint Committee on
176 Legislative Management, or to state personnel engaged in guard or
177 instructional duties in the Connecticut Correctional Institution,
178 Somers, Connecticut Correctional Institution, Enfield-Medium, the
179 Carl Robinson Correctional Institution, Enfield, John R. Manson Youth
180 Institution, Cheshire, the York Correctional Institution, the Connecticut
181 Correctional Center, Cheshire, or the community correctional centers,
182 or to any employee of the Whiting Forensic [Division] Hospital with
183 direct and substantial patient contact, or to any detective, chief
184 inspector or inspector in the Division of Criminal Justice or chief
185 detective, or to any state employee designated as a hazardous duty
186 employee pursuant to an applicable collective bargaining agreement
187 who successfully passed a physical examination on entry into such
188 service, which examination failed to reveal any evidence of such
189 condition, shall be presumed to have been suffered in the performance
190 of his duty and shall be compensable in accordance with the
191 provisions of chapter 568, except that for the first three months of
192 compensability the employee shall continue to receive the full salary
193 which he was receiving at the time of injury in the manner provided
194 by the provisions of section 5-142. Any such employee who began such
195 service prior to June 28, 1985, and was not covered by the provisions of
196 this section prior to said date shall not be required, for purposes of this
197 section, to show proof that he successfully passed a physical
198 examination on entry into such service.

199 Sec. 506. Section 5-173 of the general statutes is repealed and the
200 following is substituted in lieu thereof (*Effective from passage*):

201 (a) A state policeman in the active service of the Division of State
202 Police within the Department of Emergency Services and Public
203 Protection, or any person who is engaged in guard or instructional
204 duties at the Connecticut Correctional Institution, Somers, the
205 Connecticut Correctional Institution, Enfield-Medium, the Carl
206 Robinson Correctional Institution, Enfield, the John R. Manson Youth
207 Institution, Cheshire, the York Correctional Institution, the Connecticut
208 Correctional Center, Cheshire and the community correctional centers,
209 or any person exempt from collective bargaining who is engaged in
210 custodial or instructional duties within the Department of Correction,
211 or any person who is an employee of the Whiting Forensic [Division]
212 Hospital with direct and substantial patient contact, or any person who
213 is employed as a correctional counselor, correctional counselor
214 supervisor, parole officer or parole supervisor or in a comparable job
215 classification by the Board of Pardons and Paroles, or any member of
216 tier I who has been designated as a hazardous duty member pursuant
217 to an applicable collective bargaining agreement, who has reached his
218 forty-seventh birthday and completed at least twenty years of
219 hazardous duty service for the state or service as a state policeman or
220 as guard or instructor at said correctional institutions or correctional
221 centers, or service in a custodial or instructional position within the
222 Department of Correction which is exempt from collective bargaining,
223 or as an employee of the Whiting Forensic [Division] Hospital or its
224 predecessor institutions, or as a correctional counselor, correctional
225 counselor supervisor, parole officer or parole supervisor or in a
226 comparable job classification as an employee of the Board of Pardons
227 and Paroles, shall be retired on his own application or on the
228 application of the Commissioner of Emergency Services and Public
229 Protection or the Commissioner of Correction, as the case may be.

230 (b) On or after October 1, 1982, each such person shall receive a
231 monthly retirement income equal to one-twelfth of (1) fifty per cent of
232 his base salary, as defined in subsection (b) of section 5-162, for such
233 twenty years of service, plus (2) two per cent of his base salary for each
234 year, taken to completed months, of Connecticut state service in excess

235 of twenty years, except that any such person who is both a member of
236 the Division of State Police within the Department of Emergency
237 Services and Public Protection and a member of part B shall receive a
238 permanently reduced retirement income upon reaching the age of
239 sixty-five or, if earlier, upon receipt of Social Security disability
240 benefits or, for any such state policeman, upon receipt of benefits
241 under subsection (d) of section 5-142. Any such state police member
242 shall have his monthly retirement income reduced by an amount equal
243 to one-twelfth of one per cent of four thousand eight hundred dollars
244 multiplied by the number of years of state service, taken to completed
245 months.

246 (c) Any such person who, while so employed, was granted military
247 leave to enter the armed forces, as defined by section 27-103, and who,
248 upon his discharge and within ninety days, returned to such service,
249 shall be granted retirement credit for any period of service in time of
250 war, as defined by said section, and for military service during a
251 national emergency declared by the President of the United States on
252 and after September 1, 1939, toward the required minimum of twenty
253 [years] years service; and any such person may be granted credit for
254 any such war service prior to such employment upon payment of
255 contributions and interest computed in accordance with subsection (b)
256 of section 5-180, but such service shall not be counted toward the
257 minimum service requirement of twenty years.

258 (d) Any such person who, after retiring from hazardous duty as
259 designated pursuant to a collective bargaining agreement or from the
260 Division of State Police or the employ of the Connecticut Correctional
261 Institution, Somers, the Connecticut Correctional Institution, Enfield-
262 Medium, the Carl Robinson Correctional Institution, Enfield, the John
263 R. Manson Youth Institution, Cheshire, the York Correctional
264 Institution, the Connecticut Correctional Center, Cheshire or a
265 community correctional center, the Whiting Forensic [Division]
266 Hospital or the Board of Pardons and Paroles, as the case may be, is
267 employed by any other state agency may elect to receive the retirement
268 income to which he was entitled at the time of his retirement from such

269 hazardous duty or as a state policeman or employee of the correctional
270 institution or correctional center, forensic [division] hospital or Board
271 of Pardons and Paroles when his employment in such other agency
272 ceases, but he shall not, in that case, be entitled to any retirement
273 income by reason of service in such other agency except as provided in
274 subsection (g) of this section.

275 (e) Notwithstanding the provisions of subsection (a) of this section,
276 any state policeman who serves as Commissioner or Deputy
277 Commissioner of Emergency Services and Public Protection and whose
278 position as commissioner or deputy commissioner is terminated,
279 abolished or eliminated for any reason or who otherwise leaves such
280 position and who has completed twenty years of service as a state
281 policeman but who has not reached his forty-seventh birthday, shall be
282 entitled to a retirement income, in accordance with subsection (b) of
283 this section.

284 (f) A member who has completed twenty years of hazardous duty
285 service under this section, but who leaves such service on or after
286 October 1, 1982, but prior to reaching his forty-seventh birthday shall,
287 upon his own application be entitled to the benefits provided in
288 subsection (b) of this section at any time after reaching his forty-
289 seventh birthday.

290 (g) On and after October 1, 1982, an employee who has met the
291 twenty-year minimum service requirement and is thus eligible for
292 benefits under this section shall have any other Connecticut state
293 employment recognized in calculating the amount of his benefits.

294 Sec. 507. Subsection (d) of section 5-192f of the general statutes is
295 repealed and the following is substituted in lieu thereof (*Effective from*
296 *passage*):

297 (d) "Hazardous duty member" means a member who is a state
298 policeman in the active service of the Division of State Police within
299 the Department of Emergency Services and Public Protection, who is
300 engaged in guard or instructional duties at the Connecticut

301 Correctional Institution, Somers, the Connecticut Correctional
302 Institution, Enfield-Medium, the Carl Robinson Correctional
303 Institution, Enfield, the John R. Manson Youth Institution, Cheshire,
304 the York Correctional Institution, the Connecticut Correctional Center,
305 Cheshire or the community correctional centers, who is an employee of
306 the Whiting Forensic [Division] Hospital or its predecessor institutions
307 with direct and substantial patient contact, who is a detective, chief
308 inspector or inspector in the Division of Criminal Justice or chief
309 detective, who is employed as a correctional counselor, correctional
310 counselor supervisor, parole officer or parole supervisor or in a
311 comparable job classification by the Board of Pardons and Paroles, or
312 who has been designated as a hazardous duty member pursuant to the
313 terms of a collective bargaining agreement.

314 Sec. 508. Subsection (b) of section 17a-450 of the general statutes is
315 repealed and the following is substituted in lieu thereof (*Effective from*
316 *passage*):

317 (b) For the purposes of chapter 48, the Department of Mental Health
318 and Addiction Services shall be organized to promote comprehensive,
319 client-based services in the areas of mental health treatment and
320 substance abuse treatment and to ensure the programmatic integrity
321 and clinical identity of services in each area. The department shall
322 perform the functions of: Centralized administration, planning and
323 program development; prevention and treatment programs and
324 facilities, both inpatient and outpatient, for persons with psychiatric
325 disabilities or persons with substance use disorders, or both;
326 community mental health centers and community or regional
327 programs and facilities providing services for persons with psychiatric
328 disabilities or persons with substance use disorders, or both; training
329 and education; and research and evaluation of programs and facilities
330 providing services for persons with psychiatric disabilities or persons
331 with substance use disorders, or both. The department shall include,
332 but not be limited to, the following divisions and facilities or their
333 successor facilities: The office of the Commissioner of Mental Health
334 and Addiction Services; Capitol Region Mental Health Center;

335 Connecticut Valley Hospital, including the Addictions Division [, the
336 Whiting Forensic Division] and the General Psychiatric Division of
337 Connecticut Valley Hospital; the Whiting Forensic Hospital; the
338 Connecticut Mental Health Center; Ribicoff Research Center; the
339 Southwest Connecticut Mental Health System, including the Franklin
340 S. DuBois Center and the Greater Bridgeport Community Mental
341 Health Center; the Southeastern Mental Health Authority; River Valley
342 Services; the Western Connecticut Mental Health Network; and any
343 other state-operated facility for the treatment of persons with
344 psychiatric disabilities or persons with substance use disorders, or
345 both, but shall not include those portions of such facilities transferred
346 to the Department of Children and Families for the purpose of
347 consolidation of children's services.

348 Sec. 509. Subdivision (3) of subsection (c) of section 17a-450 of the
349 general statutes is repealed and the following is substituted in lieu
350 thereof (*Effective from passage*):

351 (3) Work with public or private agencies, organizations, facilities or
352 individuals to ensure the operation of the programs set forth in
353 accordance with sections 17a-75 to 17a-83, inclusive, 17a-450 to 17a-
354 484, inclusive, as amended by this act, 17a-495 to 17a-528, inclusive, as
355 amended by this act, 17a-540 to 17a-550, inclusive, 17a-560 to [17a-576]
356 17a-575, inclusive, as amended by this act, 17a-580 to 17a-603,
357 inclusive, and 17a-615 to 17a-618, inclusive;

358 Sec. 510. Subsection (a) of section 17a-450a of the general statutes is
359 repealed and the following is substituted in lieu thereof (*Effective from*
360 *passage*):

361 (a) The Department of Mental Health and Addiction Services shall
362 constitute a successor department to the Department of Mental Health.
363 Whenever the words "Commissioner of Mental Health" are used or
364 referred to in the following general statutes, the words "Commissioner
365 of Mental Health and Addiction Services" shall be substituted in lieu
366 thereof and whenever the words "Department of Mental Health" are

367 used or referred to in the following general statutes, the words
368 "Department of Mental Health and Addiction Services" shall be
369 substituted in lieu thereof: 4-5, 4-38c, 4-77a, 4a-12, 4a-16, 5-142, 8-206d,
370 10-19, 10-71, 10-76d, 17a-14, 17a-26, 17a-31, 17a-33, 17a-218, 17a-246,
371 17a-450, as amended by this act, 17a-451, 17a-453, 17a-454, 17a-455,
372 17a-456, 17a-457, 17a-458, as amended by this act, 17a-459, 17a-460,
373 17a-464, 17a-465, 17a-466, 17a-467, 17a-468, 17a-470, as amended by
374 this act, 17a-471, 17a-472, as amended by this act, 17a-473, 17a-474, 17a-
375 476, 17a-478, 17a-479, 17a-480, 17a-481, 17a-482, 17a-483, 17a-484, 17a-
376 498, 17a-499, 17a-502, 17a-506, 17a-510, 17a-511, 17a-512, 17a-513, 17a-
377 519, 17a-528, 17a-560, as amended by this act, 17a-561, as amended by
378 this act, 17a-562, as amended by this act, 17a-565, [17a-576,] as
379 amended by this act, 17a-581, 17a-582, 17a-675, 17b-28, 17b-59a, 17b-
380 222, 17b-223, 17b-225, 17b-359, 17b-694, 19a-82, 19a-495, 19a-498, 19a-
381 507a, 19a-507c, 19a-576, 19a-583, 20-14i, 20-14j, 21a-240, 21a-301, 27-
382 122a, 31-222, 38a-514, 46a-28, 51-51o, 52-146h and 54-56d.

383 Sec. 511. Subsection (c) of section 17a-458 of the general statutes is
384 repealed and the following is substituted in lieu thereof (*Effective from*
385 *passage*):

386 (c) "State-operated facilities" means those hospitals or other facilities
387 providing treatment for persons with psychiatric disabilities or for
388 persons with substance use disorders, or both, which are operated in
389 whole or in part by the Department of Mental Health and Addiction
390 Services. Such facilities include, but are not limited to, the Capitol
391 Region Mental Health Center, the Connecticut Valley Hospital,
392 including the Addictions Division [, the Whiting Forensic Division]
393 and the General Psychiatric Division of Connecticut Valley Hospital,
394 the Whiting Forensic Hospital, the Connecticut Mental Health Center,
395 the Franklin S. DuBois Center, the Greater Bridgeport Community
396 Mental Health Center and River Valley Services.

397 Sec. 512. Section 17a-470 of the general statutes is repealed and the
398 following is substituted in lieu thereof (*Effective from passage*):

399 Each state hospital, state-operated facility or the Whiting Forensic
400 [Division of the Connecticut Valley] Hospital for the treatment of
401 persons with psychiatric disabilities or persons with substance use
402 disorders, or both, except the Connecticut Mental Health Center, may
403 have an advisory board appointed by the superintendent or director of
404 the facility for terms to be decided by such superintendent or director.
405 In any case where the present number of members of an advisory
406 board is less than the number of members designated by the
407 superintendent or director of the facility, he shall appoint additional
408 members to such board in accordance with this section in such manner
409 that the terms of an approximately equal number of members shall
410 expire in each odd-numbered year. The superintendent or director
411 shall fill any vacancy that may occur for the unexpired portion of any
412 term. No member may serve more than two successive terms plus the
413 balance of any unexpired term to which he had been appointed. The
414 superintendent or director of the facility shall be an ex-officio member
415 of the advisory board. Each member of an advisory board of a state-
416 operated facility within the Department of Mental Health and
417 Addiction Services assigned a geographical territory shall be a resident
418 of the assigned geographical territory. Members of said advisory
419 boards shall receive no compensation for their services but shall be
420 reimbursed for necessary expenses involved in the performance of
421 their duties. At least one-third of such members shall be from a
422 substance abuse subregional planning and action council established
423 pursuant to section 17a-671, and at least one-third shall be members of
424 the catchment area councils, as provided in section 17a-483, for the
425 catchment areas served by such facility, except that members serving
426 as of October 1, 1977, shall serve out their terms.

427 Sec. 513. Section 17a-471a of the general statutes is repealed and the
428 following is substituted in lieu thereof (*Effective from passage*):

429 (a) The Commissioner of Mental Health and Addiction Services, in
430 consultation and coordination with the advisory council established
431 under subsection (b) of this section, shall develop policies and set
432 standards related to clients residing on the Connecticut Valley

433 Hospital campus and to the discharge of such clients from the hospital
434 into the adjacent community. Any such policies and standards shall
435 assure that no discharge of any client admitted to Whiting Forensic
436 [Division] Hospital under commitment by the Superior Court or
437 transfer from the Department of Correction shall take place without
438 full compliance with sections 17a-511 to 17a-524, inclusive, 17a-566 to
439 17a-575, inclusive, 17a-580 to 17a-603, inclusive, and 54-56d.

440 (b) There is established a Connecticut Valley Hospital Advisory
441 Council that shall advise the Commissioner of Mental Health and
442 Addiction Services on policies concerning, but not limited to, building
443 use, security, clients residing on the campus and the discharge of
444 clients from the [campuses] campus into the adjacent community. In
445 addition, the advisory council shall periodically review the
446 implementation of the policies and standards established by the
447 commissioner in consultation with the advisory council. The council
448 shall be composed of six members appointed by the mayor of
449 Middletown, six members appointed by the Commissioner of Mental
450 Health and Addiction Services and one member who shall serve as
451 chairperson appointed by the Governor.

452 Sec. 514. Section 17a-472 of the general statutes is repealed and the
453 following is substituted in lieu thereof (*Effective from passage*):

454 Except as otherwise provided, the Commissioner of Mental Health
455 and Addiction Services shall appoint and remove (1) the
456 superintendents and directors of state-operated facilities and divisions
457 constituting the Department of Mental Health and Addiction Services,
458 and (2) the director of the Whiting Forensic [Division of Connecticut
459 Valley] Hospital, who shall report to the [director of forensic services]
460 commissioner and shall have as [his] such director's sole responsibility
461 the administration of the Whiting Forensic [Division] Hospital. Each
462 superintendent or director shall be a qualified person with experience
463 in health, hospital or mental health administration.

464 Sec. 515. Section 17a-495 of the general statutes is repealed and the

465 following is substituted in lieu thereof (*Effective from passage*):

466 (a) For the purposes of sections 17a-75 to 17a-83, inclusive, and 17a-
467 615 to 17a-618, inclusive, the following terms shall have the following
468 meanings: "Business day" means Monday to Friday, inclusive, except
469 when a legal holiday falls on any such day; "hospital for psychiatric
470 disabilities" means any public or private hospital, retreat, institution,
471 house or place in which any mentally ill person is received or detained
472 as a patient, but shall not include any correctional institution of this
473 state; "mentally ill person" means any person who has a mental or
474 emotional condition which has substantial adverse effects on his or her
475 ability to function and who requires care and treatment, and
476 specifically excludes a person who is an alcohol-dependent person or a
477 drug-dependent person, as defined in section 17a-680; "patient" means
478 any person detained and taken care of as a mentally ill person; "keeper
479 of a hospital for psychiatric disabilities" means any person, body of
480 persons or corporation which has the immediate superintendence,
481 management and control of a hospital for psychiatric disabilities and
482 the patients therein; "support" includes all necessary food, clothing and
483 medicine and all general expenses of maintaining state hospitals for
484 persons with psychiatric disabilities; "indigent person" means any
485 person who has an estate insufficient, in the judgment of the Court of
486 Probate, to provide for his or her support and has no person or persons
487 legally liable who are able to support him or her; "dangerous to
488 himself or herself or others" means there is a substantial risk that
489 physical harm will be inflicted by an individual upon his or her own
490 person or upon another person, and "gravely disabled" means that a
491 person, as a result of mental or emotional impairment, is in danger of
492 serious harm as a result of an inability or failure to provide for his or
493 her own basic human needs such as essential food, clothing, shelter or
494 safety and that hospital treatment is necessary and available and that
495 such person is mentally incapable of determining whether or not to
496 accept such treatment because his judgment is impaired by his
497 psychiatric disabilities. "Respondent" means a person who is alleged to
498 be mentally ill and for whom an application for commitment to a

499 hospital for persons with psychiatric disabilities has been filed;
500 "voluntary patient" means any patient sixteen years of age or older
501 who applies in writing to and is admitted to a hospital for psychiatric
502 disabilities as a mentally ill person or any patient under sixteen years
503 of age whose parent or legal guardian applies in writing to such
504 hospital for admission of such patient; "involuntary patient" means
505 any patient hospitalized pursuant to an order of a judge of the Probate
506 Court after an appropriate hearing or a patient hospitalized for
507 emergency diagnosis, observation or treatment upon certification of a
508 qualified physician.

509 (b) For the purposes of this section, sections 17a-450 to 17a-484,
510 inclusive, as amended by this act, [17a-495] 17a-496 to 17a-528,
511 inclusive, as amended by this act, 17a-540 to 17a-550, inclusive, and
512 17a-560 to [17a-576] 17a-575, inclusive, as amended by this act, the
513 following terms shall have the following meanings: "Business day"
514 means Monday to Friday, inclusive, except when a legal holiday falls
515 on any such day; "hospital for persons with psychiatric disabilities"
516 means any public or private hospital, retreat, institution, house or
517 place in which any person with psychiatric disabilities is received or
518 detained as a patient, but shall not include any correctional institution
519 of this state; "patient" means any person detained and taken care of as
520 a person with psychiatric disabilities; "keeper of a hospital for persons
521 with psychiatric disabilities" means any person, body of persons or
522 corporation which has the immediate superintendence, management
523 and control of a hospital for persons with psychiatric disabilities and
524 the patients therein; "support" includes all necessary food, clothing and
525 medicine and all general expenses of maintaining state hospitals for
526 persons with psychiatric disabilities; "indigent person" means any
527 person who has an estate insufficient, in the judgment of the Court of
528 Probate, to provide for his or her support and has no person or persons
529 legally liable who are able to support him or her; "dangerous to
530 himself or herself or others" means there is a substantial risk that
531 physical harm will be inflicted by an individual upon his or her own
532 person or upon another person; "gravely disabled" means that a

533 person, as a result of mental or emotional impairment, is in danger of
534 serious harm as a result of an inability or failure to provide for his or
535 her own basic human needs such as essential food, clothing, shelter or
536 safety and that hospital treatment is necessary and available and that
537 such person is mentally incapable of determining whether or not to
538 accept such treatment because his judgment is impaired by his
539 psychiatric disabilities; "respondent" means a person who is alleged to
540 have psychiatric disabilities and for whom an application for
541 commitment to a hospital for persons with psychiatric disabilities has
542 been filed; "voluntary patient" means any patient sixteen years of age
543 or older who applies in writing to and is admitted to a hospital for
544 persons with psychiatric disabilities as a person with psychiatric
545 disabilities or any patient under sixteen years of age whose parent or
546 legal guardian applies in writing to such hospital for admission of such
547 patient; and "involuntary patient" means any patient hospitalized
548 pursuant to an order of a judge of the Probate Court after an
549 appropriate hearing or a patient hospitalized for emergency diagnosis,
550 observation or treatment upon certification of a qualified physician.

551 (c) For the purposes of this section and sections [17a-495] 17a-496 to
552 17a-528, inclusive, as amended by this act, "person with psychiatric
553 disabilities" means any person who has a mental or emotional
554 condition which has substantial adverse effects on his or her ability to
555 function and who requires care and treatment, and specifically
556 excludes a person who is an alcohol-dependent person or a drug-
557 dependent person, as defined in section 17a-680.

558 (d) For the purposes of sections 17a-453, [to] 17a-454, [inclusive,]
559 17a-456, 17a-458 to 17a-464, inclusive, as amended by this act, 17a-466
560 to 17a-469, inclusive, 17a-471, 17a-474, 17a-476 to 17a-484, inclusive,
561 17a-540 to 17a-550, inclusive, 17a-560 to [17a-576] 17a-575, inclusive, as
562 amended by this act, and 17a-615 to 17a-618, inclusive, "person with
563 psychiatric disabilities" means any person who has a mental or
564 emotional condition which has substantial adverse effects on his or her
565 ability to function and who requires care and treatment, and
566 specifically includes a person who is an alcohol-dependent person or a

567 drug-dependent person, as defined in section 17a-680.

568 Sec. 516. Section 17a-496 of the general statutes is repealed and the
569 following is substituted in lieu thereof (*Effective from passage*):

570 Any keeper of a hospital for psychiatric disabilities who wilfully
571 violates any of the provisions of this section, sections 17a-75 to 17a-83,
572 inclusive, 17a-450 to 17a-484, inclusive, as amended by this act, [17a-
573 495] 17a-497 to 17a-528, inclusive, as amended by this act, 17a-540 to
574 17a-550, inclusive, 17a-560 to [17a-576] 17a-575, inclusive, as amended
575 by this act, and 17a-615 to 17a-618, inclusive, shall be fined not more
576 than two hundred dollars or imprisoned not more than one year or
577 both.

578 Sec. 517. Subsection (b) of section 17a-497 of the general statutes is
579 repealed and the following is substituted in lieu thereof (*Effective from*
580 *passage*):

581 (b) Upon the motion of any respondent or his or her counsel, or the
582 probate judge having jurisdiction over such application, filed not later
583 than three days prior to any hearing scheduled on such application,
584 the Probate Court Administrator shall appoint a three-judge court
585 from among the probate judges to hear such application. The judge of
586 the Probate Court having jurisdiction over such application under the
587 provisions of this section shall be a member, provided such judge may
588 disqualify himself in which case all three members of such court shall
589 be appointed by the Probate Court Administrator. Such three-judge
590 court when convened shall have all the powers and duties set forth
591 under sections 17a-75 to 17a-83, inclusive, 17a-450 to 17a-484, inclusive,
592 as amended by this act, 17a-495 to 17a-528, inclusive, as amended by
593 this act, 17a-540 to 17a-550, inclusive, 17a-560 to [17a-576] 17a-575,
594 inclusive, as amended by this act, and 17a-615 to 17a-618, inclusive,
595 and shall be subject to all of the provisions of law as if it were a single-
596 judge court. No such respondent shall be involuntarily confined
597 without the vote of at least two of the three judges convened
598 hereunder. The judges of such court shall designate a chief judge from

599 among their members. All records for any case before the three-judge
600 court shall be maintained in the Probate Court having jurisdiction over
601 the matter as if the three-judge court had not been appointed.

602 Sec. 518. Subsection (g) of section 17a-498 of the general statutes is
603 repealed and the following is substituted in lieu thereof (*Effective from*
604 *passage*):

605 (g) The hospital shall notify each patient at least annually that such
606 patient has a right to a further hearing pursuant to this section. If the
607 patient requests such hearing, it shall be held by the Probate Court for
608 the district in which the hospital is located. Any such request shall be
609 immediately filed with the appropriate court by the hospital. After
610 such request is filed with the Probate Court, it shall proceed in the
611 manner provided in subsections (a), (b), (c) and (f) of this section. In
612 addition, the hospital shall furnish the Probate Court for the district in
613 which the hospital is located on a monthly basis with a list of all
614 patients confined in the hospital involuntarily without release for one
615 year since the last annual review under this section of the patient's
616 commitment or since the original commitment. The hospital shall
617 include in such notification the type of review the patient last received.
618 If the patient's last annual review had a hearing, the Probate Court
619 shall, within fifteen business days thereafter, appoint an impartial
620 physician who is a psychiatrist from the list provided by the
621 Commissioner of Mental Health and Addiction Services as set forth in
622 subsection (c) of this section and not connected with the hospital in
623 which the patient is confined or related by blood or marriage to the
624 original applicant or to the respondent, which physician shall see and
625 examine each such patient within fifteen business days after such
626 physician's appointment and make a report forthwith to such court of
627 the condition of the patient on forms provided by the Probate Court
628 Administrator. If the Probate Court concludes that the confinement of
629 any such patient should be reviewed by such court for possible release
630 of the patient, the court, on its own motion, shall proceed in the
631 manner provided in subsections (a), (b), (c) and (f) of this section,
632 except that the examining physician shall be considered one of the

633 physicians required by subsection (c) of this section. If the patient's last
634 annual review did not result in a hearing, and in any event at least
635 every two years, the Probate Court shall, within fifteen business days,
636 proceed with a hearing in the manner provided in subsections (a), (b),
637 (c) and (f) of this section. All costs and expenses, including Probate
638 Court entry fees provided by statute, in conjunction with the annual
639 psychiatric review and the judicial review under this subsection,
640 except costs for physicians appointed pursuant to this subsection, shall
641 be established by, and paid from funds appropriated to, the Judicial
642 Department, except that if funds have not been included in the budget
643 of the Judicial Department for such costs and expenses, such payment
644 shall be made from the Probate Court Administration Fund.
645 Compensation of any physician appointed to conduct the annual
646 psychiatric review, to examine a patient for any hearing held as a
647 result of such annual review or for any other biennial hearing required
648 pursuant to sections 17a-75 to 17a-83, inclusive, 17a-450 to 17a-484,
649 inclusive, as amended by this act, 17a-495 to 17a-528, inclusive, as
650 amended by this act, 17a-540 to 17a-550, inclusive, 17a-560 to [17a-576]
651 17a-575, inclusive, as amended by this act, and 17a-615 to 17a-618,
652 inclusive, shall be paid by the state from funds appropriated to the
653 Department of Mental Health and Addiction Services in accordance
654 with rates established by the Department of Mental Health and
655 Addiction Services.

656 Sec. 519. Section 17a-499 of the general statutes is repealed and the
657 following is substituted in lieu thereof (*Effective from passage*):

658 All proceedings of the Probate Court, upon application made under
659 the provisions of sections 17a-75 to 17a-83, inclusive, 17a-450 to 17a-
660 484, inclusive, as amended by this act, 17a-495 to 17a-528, inclusive, as
661 amended by this act, 17a-540 to 17a-550, inclusive, 17a-560 to [17a-576]
662 17a-575, inclusive, as amended by this act, and 17a-615 to 17a-618,
663 inclusive, shall be in writing and filed in such court, and, whenever a
664 court passes an order for the admission of any person to any state
665 hospital for psychiatric disabilities, the court shall record the order and
666 give a certified copy of such order and of the reports of the physicians

667 to the person by whom such person is to be taken to the hospital, as
668 the warrant for such taking and commitment, and shall also forthwith
669 transmit a like copy to the Commissioner of Mental Health and
670 Addiction Services, and, in the case of a person in the custody of the
671 Commissioner of Correction, to the Commissioner of Correction.
672 Whenever a court passes an order for the commitment of any person to
673 any hospital for psychiatric disabilities, it shall, within three business
674 days, provide the Commissioner of Mental Health and Addiction
675 Services with access to identifying information including, but not
676 limited to, name, address, sex, date of birth and date of commitment
677 on all commitments ordered on and after June 1, 1998. All commitment
678 applications, orders of commitment and commitment papers issued by
679 any court in committing persons with psychiatric disabilities to public
680 or private hospitals for psychiatric disabilities shall be in accordance
681 with a form prescribed by the Probate Court Administrator, which
682 form shall be uniform throughout the state. State hospitals and other
683 hospitals for persons with psychiatric disabilities shall, so far as they
684 are able, upon reasonable request of any officer of a court having the
685 power of commitment, send one or more trained attendants or nurses
686 to attend any hearing concerning the commitment of any person with
687 psychiatric disabilities and any such attendant or nurse, when present,
688 shall be designated by the court as the authority to serve commitment
689 process issued under the provisions of sections 17a-75 to 17a-83,
690 inclusive, 17a-450 to 17a-484, inclusive, as amended by this act, 17a-495
691 to 17a-528, inclusive, as amended by this act, 17a-540 to 17a-550,
692 inclusive, 17a-560 to [17a-576] 17a-575, inclusive, as amended by this
693 act, and 17a-615 to 17a-618, inclusive.

694 Sec. 520. Subsection (a) of section 17a-500 of the general statutes is
695 repealed and the following is substituted in lieu thereof (*Effective from*
696 *passage*):

697 (a) Each court of probate shall keep a record of the cases relating to
698 persons with psychiatric disabilities coming before it under sections
699 17a-75 to 17a-83, inclusive, 17a-450 to 17a-484, inclusive, as amended
700 by this act, 17a-495 to 17a-528, inclusive, as amended by this act, 17a-

701 540 to 17a-550, inclusive, 17a-560 to [17a-576] 17a-575, inclusive, as
702 amended by this act, and 17a-615 to 17a-618, inclusive, and the
703 disposition of them. It shall also keep on file the original application
704 and certificate of physicians required by said sections, or a microfilm
705 duplicate of such records in accordance with regulations issued by the
706 Probate Court Administrator. All records maintained in the courts of
707 probate under the provisions of said sections shall be sealed and
708 available only to the respondent or his or her counsel unless the Court
709 of Probate, after hearing held with notice to the respondent,
710 determines such records should be disclosed for cause shown.

711 Sec. 521. Section 17a-501 of the general statutes is repealed and the
712 following is substituted in lieu thereof (*Effective from passage*):

713 Any person with psychiatric disabilities, the expense of whose
714 support is paid by himself or by another person, may be committed to
715 any institution for the care of persons with psychiatric disabilities
716 designated by the person paying for such support; and any indigent
717 person with psychiatric disabilities, not a pauper, committed under the
718 provisions of sections 17a-75 to 17a-83, inclusive, 17a-450 to 17a-484,
719 inclusive, as amended by this act, 17a-495 to 17a-528, inclusive, as
720 amended by this act, 17a-540 to 17a-550, inclusive, 17a-560 to [17a-576]
721 17a-575, inclusive, as amended by this act, and 17a-615 to 17a-618,
722 inclusive, shall be committed to any state hospital for psychiatric
723 disabilities which is equipped to receive him, at the discretion of the
724 Court of Probate, upon consideration of a request made by the person
725 applying for such commitment.

726 Sec. 522. Section 17a-504 of the general statutes is repealed and the
727 following is substituted in lieu thereof (*Effective from passage*):

728 Any person who wilfully and maliciously causes, or attempts to
729 cause, or who conspires with any other person to cause, any person
730 who does not have psychiatric disabilities to be committed to any
731 hospital for psychiatric disabilities, and any person who wilfully
732 certifies falsely to the psychiatric disabilities of any person in any

733 certificate provided for in sections 17a-75 to 17a-83, inclusive, 17a-450
734 to 17a-484, inclusive, as amended by this act, 17a-495 to 17a-528,
735 inclusive, as amended by this act, 17a-540 to 17a-550, inclusive, 17a-560
736 to [17a-576] 17a-575, inclusive, as amended by this act, and 17a-615 to
737 17a-618, inclusive, and any person who, under the provisions of said
738 sections relating to persons with psychiatric disabilities, wilfully
739 reports falsely to any court or judge that any person has psychiatric
740 disabilities, shall be guilty of a class D felony.

741 Sec. 523. Section 17a-505 of the general statutes is repealed and the
742 following is substituted in lieu thereof (*Effective from passage*):

743 When any female with psychiatric disabilities is escorted to a state
744 hospital for persons with psychiatric disabilities by a male guard,
745 attendant or other employee of a correctional or reformatory
746 institution, or by a male law enforcement officer, under the provisions
747 of sections 17a-75 to 17a-83, inclusive, 17a-450 to 17a-484, inclusive, as
748 amended by this act, 17a-495 to 17a-528, inclusive, as amended by this
749 act, 17a-540 to 17a-550, inclusive, 17a-560 to [17a-576] 17a-575,
750 inclusive, as amended by this act, and 17a-615 to 17a-618, inclusive, the
751 person so escorting her shall be accompanied by an adult member of
752 her family or at least one woman.

753 Sec. 524. Section 17a-517 of the general statutes is repealed and the
754 following is substituted in lieu thereof (*Effective from passage*):

755 [If any] Any person in the custody of the Commissioner of
756 Correction who is brought to a hospital pursuant to the provisions of
757 sections 17a-499, as amended by this act, 17a-509, 17a-512 to [17a-517]
758 17a-516, inclusive, 17a-520, 17a-521, [and] as amended by this act, or
759 54-56d [is a desperate or dangerous individual, such person] shall be
760 hospitalized in the Whiting Forensic [Division] Hospital. If the Whiting
761 Forensic [Division] Hospital is unable to accommodate such transfer,
762 then such person shall remain in the custody of the commissioner at a
763 correctional institution, there confined under appropriate care and
764 supervision. Under no circumstances shall an inmate with psychiatric

765 disabilities requiring maximum security conditions be placed in a state
766 hospital for persons with psychiatric disabilities which does not have
767 the facilities and trained personnel to provide appropriate care and
768 supervision for such individuals.

769 Sec. 525. Section 17a-519 of the general statutes is repealed and the
770 following is substituted in lieu thereof (*Effective from passage*):

771 Each officer or indifferent person making legal service of any order,
772 notice, warrant or other paper under the provisions of sections 17a-75
773 to 17a-83, inclusive, 17a-450 to 17a-484, inclusive, as amended by this
774 act, 17a-495 to 17a-528, inclusive, as amended by this act, 17a-540 to
775 17a-550, inclusive, 17a-560 to [17a-576] 17a-575, inclusive, as amended
776 by this act, and 17a-615 to 17a-618, inclusive, shall be entitled to the
777 same compensation as is by law provided for like services in civil
778 causes. Physicians, for examining a person alleged to have psychiatric
779 disabilities and making a certificate as provided by said sections, shall
780 be entitled to a reasonable compensation established by the
781 Commissioner of Mental Health and Addiction Services. The fees of
782 the courts of probate shall be such as are provided by law for similar
783 services. The Superior Court, on an appeal, may tax costs at its
784 discretion.

785 Sec. 526. Section 17a-521 of the general statutes is repealed and the
786 following is substituted in lieu thereof (*Effective from passage*):

787 Except as otherwise provided in this section, the superintendent [or
788 keeper] of any institution used wholly or in part for the care of persons
789 with psychiatric disabilities or the director of the Whiting Forensic
790 [Division] Hospital may, under such provisions or agreements as [he]
791 the director deems advisable for psychiatric supervision, permit any
792 patient of the institution under [his] the director's charge temporarily
793 to leave such institution, in charge of his guardian, relatives or friends,
794 or by himself or herself. A person confined to a hospital for psychiatric
795 disabilities under the provisions of section 17a-584 may leave the
796 hospital temporarily as provided under the provisions of section 17a-

797 587. In the case of committed persons, the original order of
798 commitment shall remain in force and effect during absence from the
799 institution either on authorized or unauthorized leave until such
800 patient is officially discharged by the authorities of such institution or
801 such order is superseded by a court of competent jurisdiction. In the
802 case of a patient on authorized leave, if it appears to be for the best
803 interest of the public or for the interest and benefit of such patient, [he]
804 the patient may return or be returned by [his] the patient's guardian,
805 relatives or friends or [he] the patient may be recalled by the
806 authorities of such institution, at any time during such temporary
807 absence and prior to [his] the patient's official discharge. With respect
808 both to patients on authorized and unauthorized leave, state or local
809 police shall, on the request of the authorities of any such institution,
810 assist in the rehospitization of any patient on temporary leave or of
811 any other patient committed to such institution by a court of
812 competent jurisdiction or any person who is a patient under the
813 provisions of section 17a-502, if, in the opinion of such authorities, the
814 patient's condition warrants such assistance. The expense, if any, of
815 such recall or return shall, in the case of an indigent, be paid by those
816 responsible for [his] the patient's support or, in the case of a pauper, by
817 the state. Leave under this section shall not be available to any person
818 who is under a term of imprisonment or who has not met the
819 requirements of the condition of release set to provide reasonable
820 assurance of such person's appearance in court.

821 Sec. 527. Section 17a-525 of the general statutes is repealed and the
822 following is substituted in lieu thereof (*Effective from passage*):

823 Any person aggrieved by an order, denial or decree of a Probate
824 Court under sections 17a-75 to 17a-83, inclusive, 17a-450 to 17a-484,
825 inclusive, as amended by this act, 17a-495 to 17a-528, inclusive, as
826 amended by this act, 17a-540 to 17a-550, inclusive, 17a-560 to [17a-576]
827 17a-575, inclusive, as amended by this act, and 17a-615 to 17a-618,
828 inclusive, including any relative or friend, on behalf of any person
829 found to have psychiatric disabilities, shall have the right of appeal in
830 accordance with sections 45a-186 to 45a-193, inclusive. On the trial of

831 an appeal, the Superior Court may require the state's attorney or, in the
832 state's attorney's absence, some other practicing attorney of the court to
833 be present for the protection of the interests of the state and of the
834 public.

835 Sec. 528. Subsection (a) of section 17a-528 of the general statutes is
836 repealed and the following is substituted in lieu thereof (*Effective from*
837 *passage*):

838 (a) When any person is found to have psychiatric disabilities, and is
839 committed to a state hospital for psychiatric disabilities, upon
840 proceedings had under sections 17a-75 to 17a-83, inclusive, 17a-450 to
841 17a-484, inclusive, as amended by this act, 17a-495 to 17a-528,
842 inclusive, as amended by this act, 17a-540 to 17a-550, inclusive, 17a-560
843 to [17a-576] 17a-575, inclusive, as amended by this act, and 17a-615 to
844 17a-618, inclusive, all fees and expenses incurred upon the probate
845 commitment proceedings, payment of which is not otherwise provided
846 for under said sections, shall be paid by the state within available
847 appropriations from funds appropriated to the Department of Mental
848 Health and Addiction Services in accordance with rates established by
849 said department; and, if such person is found not to have psychiatric
850 disabilities, such fees and expenses shall be paid by the applicant.

851 Sec. 529. Subsection (a) of section 17a-548 of the general statutes is
852 repealed and the following is substituted in lieu thereof (*Effective from*
853 *passage*):

854 (a) Any patient shall be permitted to wear his or her own clothes; to
855 keep and use personal possessions including toilet articles; [except for
856 patients hospitalized in Whiting Forensic Division;] to be present
857 during any search of his or her personal possessions, except a patient
858 hospitalized in the maximum security service of Whiting Forensic
859 Hospital; to have access to individual storage space for such
860 possessions; and in such manner as determined by the facility to spend
861 a reasonable sum of his or her own money for canteen expenses and
862 small purchases. These rights shall be denied only if the

863 superintendent, director [] or his or her authorized representative
864 determines that it is medically harmful to the patient to exercise such
865 rights. An explanation of such denial shall be placed in the patient's
866 permanent clinical record.

867 Sec. 530. Section 17a-560 of the general statutes is repealed and the
868 following is substituted in lieu thereof (*Effective from passage*):

869 As used in sections 17a-560 to [17a-576] 17a-575, inclusive, as
870 amended by this act, unless specifically provided otherwise,
871 ["division"], "hospital" means the Whiting Forensic [Division] Hospital,
872 including the diagnostic unit established under the provisions of
873 section 17a-562, as amended by this act, or any other facility of the
874 Department of Mental Health and Addiction Services which the
875 commissioner may designate as appropriate. The words ["institute"]
876 "hospital" or "diagnostic unit", as used in sections 17a-566, as amended
877 by this act, 17a-567, as amended by this act, 17a-570, as amended by
878 this act, and [17a-576] 17a-575, as amended by this act, when applied to
879 children or youths under the age of eighteen, mean any facility of the
880 Department of Children and Families designated by the Commissioner
881 of Children and Families. "Board" means the advisory and review
882 board appointed under the provisions of section 17a-565, as amended
883 by this act. "Commissioner" means the Commissioner of Mental Health
884 and Addiction Services or in the case of children, the Commissioner of
885 Children and Families.

886 Sec. 531. Section 17a-561 of the general statutes is repealed and the
887 following is substituted in lieu thereof (*Effective from passage*):

888 The Whiting Forensic [Division of the Connecticut Valley] Hospital
889 shall exist for the care and treatment of (1) patients with psychiatric
890 disabilities, confined in facilities under the control of the Department
891 of Mental Health and Addiction Services, including persons who
892 require care and treatment under maximum security conditions, (2)
893 persons convicted of any offense enumerated in section 17a-566, as
894 amended by this act, who, after examination by the staff of the

895 diagnostic unit of the [division] hospital as herein provided, are
896 determined to have psychiatric disabilities and be dangerous to
897 themselves or others and to require custody, care and treatment at the
898 [division and] hospital, (3) inmates in the custody of the Commissioner
899 of Correction who are transferred in accordance with sections 17a-512
900 to 17a-517, inclusive, as amended by this act, and who require custody,
901 care and treatment at the [division] hospital, and (4) persons
902 committed to the hospital pursuant to section 17a-582 or 54-56d.

903 Sec. 532. Section 17a-562 of the general statutes is repealed and the
904 following is substituted in lieu thereof (*Effective from passage*):

905 The Whiting Forensic [Division of the Connecticut Valley] Hospital
906 shall be within the general administrative control and supervision of
907 the Department of Mental Health and Addiction Services. The director,
908 with the approval of the commissioner and the board, shall establish
909 such [subdivisions] divisions, which may be located geographically
910 separate from the [division] hospital, as may be deemed proper for the
911 administrative control and the efficient operation thereof, one of which
912 [subdivisions] divisions shall be the diagnostic unit.

913 Sec. 533. Section 17a-564 of the general statutes is repealed and the
914 following is substituted in lieu thereof (*Effective from passage*):

915 The director of the Whiting Forensic [Division] Hospital shall
916 quarterly make a report to the Board of Mental Health and Addiction
917 Services on the affairs of the [division] hospital, including reports of
918 reexaminations and recommendations.

919 Sec. 534. Section 17a-565 of the general statutes is repealed and the
920 following is substituted in lieu thereof (*Effective from passage*):

921 There shall be an advisory board for [the division] Whiting Forensic
922 Hospital, constituted as follows: The Commissioner of Mental Health
923 and Addiction Services, three physicians licensed to practice in this
924 state, two of whom shall be psychiatrists, two attorneys of this state, at
925 least one of whom shall be in active practice and have at least five

926 years' experience in the trial of criminal cases, one licensed
927 psychologist with experience in clinical psychology, one licensed
928 clinical social worker, and one person actively engaged in business
929 who shall have at least ten years' experience in business management.
930 Annually, on October first, the Governor shall appoint a member or
931 members to replace those whose terms expire for terms of five years
932 each. The board shall elect a chairman and a secretary, who shall keep
933 full and accurate minutes of its meetings and preserve the same. The
934 board shall meet at the call of the chairman at least quarterly. Members
935 of the board shall receive no compensation for their duties as such but
936 shall be reimbursed for their actual expenses incurred in the course of
937 their duties. Said board shall confer with the staff of the [division]
938 hospital and give general consultative and advisory services on
939 problems and matters relating to its work. On any matter relating to
940 the work of the [division] hospital, the board may also confer with the
941 warden or superintendent of the affected Connecticut correctional
942 institution.

943 Sec. 535. Section 17a-566 of the general statutes is repealed and the
944 following is substituted in lieu thereof (*Effective from passage*):

945 (a) Except as provided in section 17a-574, as amended by this act,
946 any court prior to sentencing a person convicted of an offense for
947 which the penalty may be imprisonment in the Connecticut
948 Correctional Institution at Somers, or of a sex offense involving (1)
949 physical force or violence, (2) disparity of age between an adult and a
950 minor or (3) a sexual act of a compulsive or repetitive nature, may if it
951 appears to the court that such person has psychiatric disabilities and is
952 dangerous to himself or others, upon its own motion or upon request
953 of any of the persons enumerated in subsection (b) of this section and a
954 subsequent finding that such request is justified, order the
955 commissioner to conduct an examination of the convicted defendant
956 by qualified personnel of the [division] hospital. Upon completion of
957 such examination the examiner shall report in writing to the court.
958 Such report shall indicate whether the convicted defendant should be
959 committed to the diagnostic unit of the [division] hospital for

960 additional examination or should be sentenced in accordance with the
961 conviction. Such examination shall be conducted and the report made
962 to the court not later than fifteen days after the order for the
963 examination. Such examination may be conducted at a correctional
964 facility if the defendant is confined or it may be conducted on an
965 outpatient basis at the [division] hospital or other appropriate location.
966 If the report recommends additional examination at the diagnostic
967 unit, the court may, after a hearing, order the convicted defendant
968 committed to the diagnostic unit of the [division] hospital for a period
969 not to exceed sixty days, except as provided in section 17a-567, as
970 amended by this act, provided the hearing may be waived by the
971 defendant. Such commitment shall not be effective until the director
972 certifies to the court that space is available at the diagnostic unit. While
973 confined in said diagnostic unit, the defendant shall be given a
974 complete physical and psychiatric examination by the staff of the unit
975 and may receive medication and treatment without his consent. The
976 director shall have authority to procure all court records, institutional
977 records and probation or other reports which provide information
978 about the defendant.

979 (b) The request for such examination may be made by the state's
980 attorney or assistant state's attorney who prosecuted the defendant for
981 an offense specified in this section, or by the defendant or his attorney
982 in his behalf. If the court orders such examination, a copy of the
983 examination order shall be served upon the defendant to be examined.

984 (c) Upon completion of the physical and psychiatric examination of
985 the defendant, but not later than sixty days after admission to the
986 diagnostic unit, a written report of the results thereof shall be filed in
987 quadruplicate with the clerk of the court before which he was
988 convicted, and such clerk shall cause copies to be delivered to the
989 state's attorney, to counsel for the defendant and to the Court Support
990 Services Division.

991 (d) Such report shall include the following: (1) A description of the
992 nature of the examination; (2) a diagnosis of the mental condition of

the defendant; (3) an opinion as to whether the diagnosis and prognosis demonstrate clearly that the defendant is actually dangerous to himself or others and requires custody, care and treatment at the [division] hospital; and (4) a recommendation as to whether the defendant should be sentenced in accordance with the conviction, sentenced in accordance with the conviction and confined in the [institute] hospital for custody, care and treatment, placed on probation by the court or placed on probation by the court with the requirement, as a condition to probation, that he receive outpatient psychiatric treatment.

Sec. 536. Section 17a-567 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) If the report recommends that the defendant be sentenced in accordance with the conviction, placed on probation by the court or placed on probation by the court with the requirement, as a condition of such probation, that he receive outpatient psychiatric treatment, the defendant shall be returned directly to the court for disposition. If the report recommends sentencing in accordance with the conviction and confinement in the [division] hospital for custody, care and treatment, then during the period between the submission of the report and the disposition of the defendant by the court such defendant shall remain at the [division] hospital and may receive such custody, care and treatment as is consistent with his medical needs.

(b) If the report recommends confinement at the [division] hospital for custody, care and treatment, the court shall set the matter for a hearing not later than fifteen days after receipt of the report. Any evidence, including the report ordered by the court, regarding the defendant's mental condition may be introduced at the hearing by either party. Any staff member of the diagnostic unit who participated in the examination of the defendant and who signed the report may testify as to the contents of the report. The defendant may waive the court hearing.

1025 (c) If at such hearing the court finds the defendant is not in need of
1026 custody, care and treatment at the [division] hospital, it shall sentence
1027 [him] the defendant in accordance with the conviction or place [him]
1028 the defendant on probation. If the court finds that [such person] the
1029 defendant is in need of outpatient psychiatric treatment, it may place
1030 [him] the defendant on probation on condition that [he] the defendant
1031 receive such treatment. If the court finds [such person] the defendant
1032 to have psychiatric disabilities and to be dangerous to himself, herself
1033 or others and to require custody, care and treatment at the [division]
1034 hospital, it shall sentence [him] the defendant in accordance with the
1035 conviction and order confinement in the [division] hospital for
1036 custody, care and treatment provided no court may order such
1037 confinement if the report does not recommend confinement at the
1038 [division] hospital. The defendant shall not be subject to custody, care
1039 and treatment under sections 17a-560 to [17a-576] 17a-575, inclusive, as
1040 amended by this act, beyond the maximum period specified in the
1041 sentence.

1042 Sec. 537. Section 17a-568 of the general statutes is repealed and the
1043 following is substituted in lieu thereof (*Effective from passage*):

1044 Nothing in sections 17a-560 to [17a-576] 17a-575, inclusive, as
1045 amended by this act, shall affect proceedings under sections 17a-580 to
1046 17a-602, inclusive, 17b-250 and 54-56d.

1047 Sec. 538. Section 17a-569 of the general statutes is repealed and the
1048 following is substituted in lieu thereof (*Effective from passage*):

1049 Not less than once every six months the staff of the [institute]
1050 hospital shall give a complete psychiatric examination to every patient
1051 confined in the [division] hospital. As used in this section and sections
1052 17a-570 to 17a-573, inclusive, as amended by this act, the word
1053 "patient" means any person confined for custody, care and treatment
1054 under section 17a-567, as amended by this act. Such examination shall
1055 ascertain whether the patient has psychiatric disabilities and is in need
1056 of custody, care and treatment at the [division] hospital and, in making

1057 such determination, the staff shall assemble such information and
1058 follow such procedures as are used in initial examinations by the
1059 diagnostic unit to indicate the need for custody, care and treatment.
1060 The record of the examination shall include the information required
1061 in subdivisions (1), (2) and (3) of subsection (d) of section 17a-566, as
1062 amended by this act, and a recommendation for the future treatment of
1063 the patient examined. The record of the examination may include a
1064 recommendation for transfer of the patient or change in confinement
1065 status.

1066 Sec. 539. Section 17a-570 of the general statutes is repealed and the
1067 following is substituted in lieu thereof (*Effective from passage*):

1068 (a) As soon as is practicable, the director of the Whiting Forensic
1069 [Division] Hospital shall act upon the examination reports of the
1070 director's staff. Upon review of each report and upon consideration of
1071 what is for the benefit of the patient and for the benefit of society, the
1072 director shall determine whether such patient: (1) Is to remain in the
1073 [division] hospital for further treatment, or (2) has sufficiently
1074 improved to warrant discharge from the [division] hospital, provided
1075 if such patient was sentenced and confined in the [division] hospital
1076 under section 17a-567, as amended by this act, such patient shall not be
1077 released except upon order of the court by which such patient was
1078 confined under said section, after notice to said court by the director.
1079 The director shall report each determination made under this
1080 subsection to the court by which the patient was confined in the
1081 [division] hospital.

1082 (b) If a report submitted by the director to the court under
1083 subsection (a) of this section recommends that the patient be returned
1084 to the custody of the Commissioner of Correction, the court shall set
1085 the matter for a hearing not later than fifteen days after receipt of such
1086 report.

1087 (c) The court, upon its own motion or at the request of the patient or
1088 the patient's attorney, may at any time hold a hearing to determine

1089 whether such patient should be discharged from the [division] hospital
1090 prior to the expiration of the maximum period of the patient's
1091 sentence. Prior to such hearing, the [division] hospital shall file a
1092 report with the court concerning the patient's mental condition. The
1093 court may appoint a physician specializing in psychiatry to examine
1094 the patient and report to the court. Such hearing shall be held at least
1095 once every five years. If the court determines that the patient should be
1096 discharged from the [division] hospital, the patient shall be returned to
1097 the custody of the Commissioner of Correction.

1098 Sec. 540. Section 17a-572 of the general statutes is repealed and the
1099 following is substituted in lieu thereof (*Effective from passage*):

1100 All certificates, applications, records and reports made for the
1101 purpose of sections 17a-560 to [17a-576] 17a-575, inclusive, as amended
1102 by this act, and directly or indirectly identifying a person subject to it
1103 shall be kept confidential and shall not be disclosed by any person
1104 except so far (1) as the individual identified or his legal guardian, if
1105 any, or, if he is a minor, his parent or legal guardian, consents or (2) as
1106 disclosure may be necessary to carry out any of the provisions of said
1107 sections or (3) as a court may direct upon its determination that
1108 disclosure is necessary for the conduct of proceedings before it and
1109 that failure to make such disclosure would be contrary to the public
1110 interest.

1111 Sec. 541. Section 17a-573 of the general statutes is repealed and the
1112 following is substituted in lieu thereof (*Effective from passage*):

1113 Within two months prior to the expiration of the maximum term of
1114 confinement authorized for any patient under section 17a-567, as
1115 amended by this act, the director of the [division] hospital may, upon
1116 the recommendation of the board, initiate proceedings under section
1117 17a-497 or 17a-520, as amended by this act, for the commitment or
1118 further commitment, as the case may be, of the patient.

1119 Sec. 542. Section 17a-574 of the general statutes is repealed and the
1120 following is substituted in lieu thereof (*Effective from passage*):

1121 Nothing in sections 17a-560 to [17a-576] 17a-575, inclusive, as
1122 amended by this act, shall be construed to extend to or affect any case
1123 in the Superior Court involving a juvenile matter, or to any person
1124 arrested for an offense which is not punishable by imprisonment for
1125 more than one year or by a fine of not more than one thousand dollars
1126 or both or except as provided in section 46b-127.

1127 Sec. 543. Section 17a-575 of the general statutes is repealed and the
1128 following is substituted in lieu thereof (*Effective from passage*):

1129 Nothing in sections 17a-560 to [17a-576] 17a-575, inclusive, as
1130 amended by this act, shall be construed to limit or suspend the writ of
1131 habeas corpus.

1132 Sec. 544. Subsection (d) of section 45a-656 of the 2018 supplement to
1133 the general statutes is repealed and the following is substituted in lieu
1134 thereof (*Effective from passage*):

1135 (d) The conservator of the person shall not have the power or
1136 authority to cause the respondent to be committed to any institution
1137 for the treatment of the mentally ill except under the provisions of
1138 sections 17a-75 to 17a-83, inclusive, 17a-456 to 17a-484, inclusive, 17a-
1139 495 to 17a-528, inclusive, as amended by this act, 17a-540 to 17a-550,
1140 inclusive, 17a-560 to [17a-576] 17a-575, inclusive, as amended by this
1141 act, 17a-615 to 17a-618, inclusive, and 17a-621 to 17a-664, inclusive, and
1142 chapter 359.

1143 Sec. 545. Subsection (d) of section 45a-656 of the 2018 supplement to
1144 the general statutes, as amended by section 4 of public act 17-7, is
1145 repealed and the following is substituted in lieu thereof (*Effective July*
1146 *1, 2018*):

1147 (d) The conservator of the person shall not have the power or
1148 authority to cause the respondent to be committed to any institution
1149 for the treatment of the mentally ill except under the provisions of
1150 sections 17a-75 to 17a-83, inclusive, 17a-456 to 17a-484, inclusive, 17a-
1151 495 to 17a-528, inclusive, as amended by this act, 17a-540 to 17a-550,

1152 inclusive, 17a-560 to [17a-576] 17a-575, inclusive, as amended by this
1153 act, 17a-615 to 17a-618, inclusive, and 17a-621 to 17a-664, inclusive, and
1154 chapter 359.

1155 Sec. 546. Subsection (e) of section 45a-677 of the 2018 supplement to
1156 the general statutes is repealed and the following is substituted in lieu
1157 thereof (*Effective from passage*):

1158 (e) A plenary guardian or limited guardian shall not have the power
1159 or authority: (1) To cause the protected person to be admitted to any
1160 institution for treatment of the mentally ill, except in accordance with
1161 the provisions of sections 17a-75 to 17a-83, inclusive, 17a-456 to 17a-
1162 484, inclusive, 17a-495 to 17a-528, inclusive, as amended by this act,
1163 17a-540 to 17a-550, inclusive, 17a-560 to [17a-576] 17a-575, inclusive, as
1164 amended by this act, 17a-615 to 17a-618, inclusive, and 17a-621 to 17a-
1165 664, inclusive, and chapter 420b; (2) to cause the protected person to be
1166 admitted to any training school or other facility provided for the care
1167 and training of persons with intellectual disability if there is a conflict
1168 concerning such admission between the guardian and the protected
1169 person or next of kin, except in accordance with the provisions of
1170 sections 17a-274 and 17a-275; (3) to consent on behalf of the protected
1171 person to a sterilization, except in accordance with the provisions of
1172 sections 45a-690 to 45a-700, inclusive; (4) to consent on behalf of the
1173 protected person to psychosurgery, except in accordance with the
1174 provisions of section 17a-543; (5) to consent on behalf of the protected
1175 person to the termination of the protected person's parental rights,
1176 except in accordance with the provisions of sections 45a-706 to 45a-709,
1177 inclusive, 45a-715 to 45a-718, inclusive, 45a-724 to 45a-737, inclusive,
1178 and 45a-743 to 45a-757, inclusive; (6) to consent on behalf of the
1179 protected person to the performance of any experimental biomedical
1180 or behavioral medical procedure or participation in any biomedical or
1181 behavioral experiment, unless it (A) is intended to preserve the life or
1182 prevent serious impairment of the physical health of the protected
1183 person, (B) is intended to assist the protected person to regain the
1184 protected person's abilities and has been approved for the protected
1185 person by the court, or (C) has been (i) approved by a recognized

1186 institutional review board, as defined by 45 CFR 46, 21 CFR 50 and 21
1187 CFR 56, as amended from time to time, which is not a part of the
1188 Department of Developmental Services, (ii) endorsed or supported by
1189 the Department of Developmental Services, and (iii) approved for the
1190 protected person by such protected person's primary care physician;
1191 (7) to admit the protected person to any residential facility operated by
1192 an organization by whom such guardian is employed, except in
1193 accordance with the provisions of section 17a-274; (8) to prohibit the
1194 marriage or divorce of the protected person; and (9) to consent on
1195 behalf of the protected person to an abortion or removal of a body
1196 organ, except in accordance with applicable statutory procedures
1197 when necessary to preserve the life or prevent serious impairment of
1198 the physical or mental health of the protected person.

1199 Sec. 547. Section 18-101f of the general statutes is repealed and the
1200 following is substituted in lieu thereof (*Effective from passage*):

1201 A personnel or medical file or similar file concerning a current or
1202 former employee of the Division of Public Defender Services,
1203 Department of Correction or the Department of Mental Health and
1204 Addiction Services, including, but not limited to, a record of a security
1205 investigation of such employee by the department or division or an
1206 investigation by the department or division of a discrimination
1207 complaint by or against such employee, shall not be subject to
1208 disclosure under the Freedom of Information Act, as defined in section
1209 1-200, to any individual committed to the custody or supervision of the
1210 Commissioner of Correction or confined in a facility of the Whiting
1211 Forensic [Division of the Connecticut Valley] Hospital. For the
1212 purposes of this section, an "employee of the Department of
1213 Correction" includes a member or employee of the Board of Pardons
1214 and Paroles within the Department of Correction.

1215 Sec. 548. Subsection (a) of section 46a-152 of the 2018 supplement to
1216 the general statutes is repealed and the following is substituted in lieu
1217 thereof (*Effective from passage*):

1218 (a) No provider or assistant may use involuntary physical restraint
1219 on a person at risk except (1) as an emergency intervention to prevent
1220 immediate or imminent injury to the person at risk or to others,
1221 provided the restraint is not used for discipline or convenience and is
1222 not used as a substitute for a less restrictive alternative, (2) as
1223 necessary and appropriate, as determined on an individual basis by
1224 the person's treatment team and consistent with sections 17a-540 to
1225 17a-550, inclusive, for the transportation of a person under the
1226 jurisdiction of the Whiting Forensic [Division] Hospital of the
1227 Department of Mental Health and Addiction Services.

1228 Sec. 549. Subsection (a) of section 12-19a of the general statutes is
1229 repealed and the following is substituted in lieu thereof (*Effective from*
1230 *passage*):

1231 (a) Until the fiscal year commencing July 1, 2016, on or before
1232 January first, annually, the Secretary of the Office of Policy and
1233 Management shall determine the amount due, as a state grant in lieu of
1234 taxes, to each town in this state wherein state-owned real property,
1235 reservation land held in trust by the state for an Indian tribe, a
1236 municipally owned airport, or any airport owned by the Connecticut
1237 Airport Authority, other than Bradley International Airport, except
1238 that which was acquired and used for highways and bridges, but not
1239 excepting property acquired and used for highway administration or
1240 maintenance purposes, is located. The grant payable to any town
1241 under the provisions of this section in the state fiscal year commencing
1242 July 1, 1999, and each fiscal year thereafter, shall be equal to the total of
1243 (1) (A) one hundred per cent of the property taxes which would have
1244 been paid with respect to any facility designated by the Commissioner
1245 of Correction, on or before August first of each year, to be a
1246 correctional facility administered under the auspices of the
1247 Department of Correction or a juvenile detention center under
1248 direction of the Department of Children and Families that was used for
1249 incarcerative purposes during the preceding fiscal year. If a list
1250 containing the name and location of such designated facilities and
1251 information concerning their use for purposes of incarceration during

1252 the preceding fiscal year is not available from the Secretary of the State
1253 on the first day of August of any year, said commissioner shall, on said
1254 first day of August, certify to the Secretary of the Office of Policy and
1255 Management a list containing such information, (B) one hundred per
1256 cent of the property taxes which would have been paid with respect to
1257 that portion of the John Dempsey Hospital located at The University of
1258 Connecticut Health Center in Farmington that is used as a permanent
1259 medical ward for prisoners under the custody of the Department of
1260 Correction. Nothing in this section shall be construed as designating
1261 any portion of The University of Connecticut Health Center John
1262 Dempsey Hospital as a correctional facility, and (C) in the state fiscal
1263 year commencing July 1, 2001, and each fiscal year thereafter, one
1264 hundred per cent of the property taxes which would have been paid
1265 on any land designated within the 1983 Settlement boundary and
1266 taken into trust by the federal government for the Mashantucket
1267 Pequot Tribal Nation on or after June 8, 1999, (2) subject to the
1268 provisions of subsection (c) of this section, sixty-five per cent of the
1269 property taxes which would have been paid with respect to the
1270 buildings and grounds comprising Connecticut Valley Hospital and
1271 Whiting Forensic Hospital in Middletown. Such grant shall commence
1272 with the fiscal year beginning July 1, 2000, and continuing each year
1273 thereafter, (3) notwithstanding the provisions of subsections (b) and (c)
1274 of this section, with respect to any town in which more than fifty per
1275 cent of the property is state-owned real property, one hundred per cent
1276 of the property taxes which would have been paid with respect to such
1277 state-owned property. Such grant shall commence with the fiscal year
1278 beginning July 1, 1997, and continuing each year thereafter, (4) subject
1279 to the provisions of subsection (c) of this section, forty-five per cent of
1280 the property taxes which would have been paid with respect to all
1281 other state-owned real property, (5) forty-five per cent of the property
1282 taxes which would have been paid with respect to all municipally
1283 owned airports or any airport owned by the Connecticut Airport
1284 Authority, other than Bradley International Airport, except for the
1285 exemption applicable to such property, on the assessment list in such
1286 town for the assessment date two years prior to the commencement of

1287 the state fiscal year in which such grant is payable. The grant provided
1288 pursuant to this section for any municipally owned airport or any
1289 airport owned by the Connecticut Airport Authority, other than
1290 Bradley International Airport, shall be paid to any municipality in
1291 which the airport is located, except that the grant applicable to
1292 Sikorsky Airport shall be paid half to the town of Stratford and half to
1293 the city of Bridgeport, and (6) forty-five per cent of the property taxes
1294 which would have been paid with respect to any land designated
1295 within the 1983 Settlement boundary and taken into trust by the
1296 federal government for the Mashantucket Pequot Tribal Nation prior
1297 to June 8, 1999, or taken into trust by the federal government for the
1298 Mohegan Tribe of Indians of Connecticut, provided (A) the real
1299 property subject to this subdivision shall be the land only, and shall
1300 not include the assessed value of any structures, buildings or other
1301 improvements on such land, and (B) said forty-five per cent grant shall
1302 be phased in as follows: (i) In the fiscal year commencing July 1, 2012,
1303 an amount equal to ten per cent of said forty-five per cent grant, (ii) in
1304 the fiscal year commencing July 1, 2013, thirty-five per cent of said
1305 forty-five per cent grant, (iii) in the fiscal year commencing July 1,
1306 2014, sixty per cent of said forty-five per cent grant, (iv) in the fiscal
1307 year commencing July 1, 2015, eighty-five per cent of said forty-five
1308 per cent grant, and (v) in the fiscal year commencing July 1, 2016, one
1309 hundred per cent of said forty-five per cent grant.

1310 Sec. 550. Subparagraph (D) of subdivision (1) of subsection (b) of
1311 section 12-18b of the general statutes is repealed and the following is
1312 substituted in lieu thereof (*Effective from passage*):

1313 (D) Subject to the provisions of subsection (c) of section 12-19a,
1314 sixty-five per cent of the property taxes that would have been paid
1315 with respect to the buildings and grounds comprising Connecticut
1316 Valley Hospital and Whiting Forensic Hospital in Middletown;

1317 Sec. 551. Sections 17a-451b, 17a-560a and 17a-576 of the general
1318 statutes and section 20-185n of the 2018 supplement to the general
1319 statutes are repealed. (*Effective from passage*)"

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section
Sec. 501	<i>July 1, 2018</i>	New section
Sec. 502	<i>from passage</i>	19a-490(a)
Sec. 503	<i>from passage</i>	1-210(b)(18)
Sec. 504	<i>from passage</i>	1-210(c)
Sec. 505	<i>from passage</i>	5-145a
Sec. 506	<i>from passage</i>	5-173
Sec. 507	<i>from passage</i>	5-192f(d)
Sec. 508	<i>from passage</i>	17a-450(b)
Sec. 509	<i>from passage</i>	17a-450(c)(3)
Sec. 510	<i>from passage</i>	17a-450a(a)
Sec. 511	<i>from passage</i>	17a-458(c)
Sec. 512	<i>from passage</i>	17a-470
Sec. 513	<i>from passage</i>	17a-471a
Sec. 514	<i>from passage</i>	17a-472
Sec. 515	<i>from passage</i>	17a-495
Sec. 516	<i>from passage</i>	17a-496
Sec. 517	<i>from passage</i>	17a-497(b)
Sec. 518	<i>from passage</i>	17a-498(g)
Sec. 519	<i>from passage</i>	17a-499
Sec. 520	<i>from passage</i>	17a-500(a)
Sec. 521	<i>from passage</i>	17a-501
Sec. 522	<i>from passage</i>	17a-504
Sec. 523	<i>from passage</i>	17a-505
Sec. 524	<i>from passage</i>	17a-517
Sec. 525	<i>from passage</i>	17a-519
Sec. 526	<i>from passage</i>	17a-521
Sec. 527	<i>from passage</i>	17a-525
Sec. 528	<i>from passage</i>	17a-528(a)
Sec. 529	<i>from passage</i>	17a-548(a)
Sec. 530	<i>from passage</i>	17a-560
Sec. 531	<i>from passage</i>	17a-561
Sec. 532	<i>from passage</i>	17a-562
Sec. 533	<i>from passage</i>	17a-564
Sec. 534	<i>from passage</i>	17a-565
Sec. 535	<i>from passage</i>	17a-566
Sec. 536	<i>from passage</i>	17a-567

Sec. 537	<i>from passage</i>	17a-568
Sec. 538	<i>from passage</i>	17a-569
Sec. 539	<i>from passage</i>	17a-570
Sec. 540	<i>from passage</i>	17a-572
Sec. 541	<i>from passage</i>	17a-573
Sec. 542	<i>from passage</i>	17a-574
Sec. 543	<i>from passage</i>	17a-575
Sec. 544	<i>from passage</i>	45a-656(d)
Sec. 545	<i>July 1, 2018</i>	45a-656(d)
Sec. 546	<i>from passage</i>	45a-677(e)
Sec. 547	<i>from passage</i>	18-101f
Sec. 548	<i>from passage</i>	46a-152(a)
Sec. 549	<i>from passage</i>	12-19a(a)
Sec. 550	<i>from passage</i>	12-18b(b)(1)(D)
Sec. 551	<i>from passage</i>	New section